



PATENT
Attorney's Matter No. 5673-53922

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Baldwin et al.

Application No. 09/445,788

Filed: January 6, 2000

For: LIVE ATTENUATED VACCINES

Art Unit: 1642

Examiner:

Date: April 19, 2000

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper or fee referred to as being attached or enclosed) is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Office of Initial Patent Examination Customer Service Center; COMMISSIONER OF PATENTS AND TRADEMARKS; Washington, DC 20231 on 4/19/2000.

William D. Noonan

William D. Noonan, M.D.
Attorney for Applicant(s)

REQUEST FOR CORRECTION OF OFFICIAL FILING RECEIPT

Office of Initial Patent Examination
Customer Service Center
COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, DC 20231

Sir:

The undersigned has received the official Filing Receipt for the above-identified application, copy (with requested correction shown in red ink) attached as **Exhibit A**.

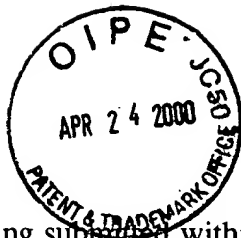
The following error appears on the Filing Receipt:

THIS APPLICATION IS A 371 OF PCT/GB98/01683 06/06/1998

should be corrected to read:

THIS APPLICATION IS A 371 OF PCT/GB98/01683 06/09/1998

A copy of the Combined Declaration and Power of Attorney, showing the correct filing date for PCT/GB98/01683, is attached as **Exhibit B**.



This request is being submitted within ten days of receipt of the official Filing Receipt by the undersigned attorney.

It is requested that the above identified error be corrected and that a new official Filing Receipt be issued.

Should any further information be desired, it is requested that the undersigned be telephoned to expedite the supply of such information.

Respectfully submitted,

KLARQUIST SPARKMAN CAMPBELL
LEIGH & WHINSTON, LLP

By William D. Noonan
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FILING RECEIPT



OC000000005019022

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| APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO | DRAWINGS | TOT CLAIMS | IND CLAIMS |
|--------------------|-------------|--------------|---------------|-----------------|----------|------------|------------|
| 09/445,788 | 01/06/2000 | 1642 | 1120 | 5673-53922 | 11 | 1 | 1 |

WILLIAM D NOONAN
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PORTLAND, OR 97204-2988

Date Mailed: 03/30/2000

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

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Continuing Data as Claimed by Applicant

THIS APPLICATION IS A 371 OF PCT/GB98/01683 06/06/1998
~~THIS APPLICATION IS A 371 OF PCT/GB98/01683 06/09/1998~~

Foreign Applications

UNITED KINGDOM 9711964.8 06/09/1997

If Required, Foreign Filing License Granted 03/30/2000

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Title

LIVE ATTENUATED VACCINES

Preliminary Class

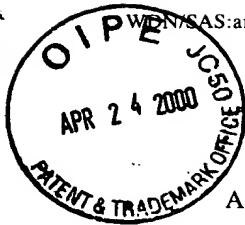
424

EXHIBIT

A

PREVIOUSLY DOCKETED

03/30/2000 8:06 AM



WPN/SAS:an 12/9/99 5673-53922

COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **LIVE ATTENUATED VACCINES**, the specification of which

☐ is attached hereto.

☐ was filed on _____ as Application No. _____.

☒ was described and claimed in PCT International Application No. PCT/GB98/01683, filed on 9 June 1998, and as amended under PCT Article 19 on _____ (if applicable).

☐ and was amended on _____ (if applicable).

☐ with amendments through _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56. If this is a continuation-in-part application filed under the conditions specified in 35 U.S.C. § 120 which discloses and claims subject matter in addition to that disclosed in the prior copending application, I further acknowledge the duty to disclose material information as defined in 37 CFR § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate or of any PCT International application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT International application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) on which priority is claimed:

Prior Foreign Application(s)

Priority
Claimed

9711964.8
(Number)

Great Britain
(Country)

9 June 1997
(Day/Month/Year Filed)

☒ ☐
Yes No

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

Application Number

Filing Date

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or § 365(c) of any PCT International application(s) designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United

EXHIBIT

B